

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF MARICOPA

IN THE MATTER OF THE
AUTOMATIC ORDER FOR
PATERNITY TESTING

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ADMINISTRATIVE ORDER
NO. 99-023

A.R.S. § 25-814 sets forth presumptions of paternity. Only clear and convincing evidence to the contrary or a court decree establishing paternity of the child by another man can rebut the presumptions. This Administrative Order is drafted to address those cases in which there is no presumption under the Statute.

IT IS ORDERED that following the filing of any Response denying paternity and where there is no presumptive father as enumerated under § 25-814, an Order To Submit To Paternity Testing shall automatically be issued in the attached form.

ORDERED that the testing shall be conducted by an agreed on provider that has and maintains American Association of Blood Bank (AABB) paternity testing laboratory accreditation and licenses. If no provider can be agreed on then the Family Court Officer shall make the determination as to testing facility.

The Court has found the following facilities to conform with AABB accreditation and licensure:

Blood Systems Laboratory
2424 W. Erie Drive
Tempe, Arizona 85282
(602) 675-7010

DNA Diagnostic Center
205 Corporate Court
Fairfield, OH 45014
1(888) 362-2875

DNA Genelex
2203 Airport Way South
Seattle, WA 98103
1(800) 523-6487

Genescreen-DNA Identity Testing
7237 E. Southgate, Suite E
Sacramento, CA 95823
1(800) 362-8378

Identigene Inc.
7400 Fannin, Suite 1250
Houston, Texas 77054
1(800) 362-8973

Lab Express Inc.
505 W. McDowell, Bldg.A
Phoenix, AZ 85003
(602) 273-9000

ORDERED that the Family Court Department, Family Court Officers shall have authority to issue Orders for paternity testing in cases where there is no presumptive father.

ORDERED that the cost of testing shall be in the discretion of the Family Court Officers.
The allocation will be based on the resources of the parties with a presumption of equal contribution.

DATED this 2nd day of March, 1999.

Hon. Mark W. Armstrong
Presiding Family Court Judge

Attachment: Form of Order to Submit to Paternity Testing

Original: Clerk of the Superior Court

cc: Phillip Knox, Judicial Administrator, Family Court Department
Carla Boatner, Judicial Administrator, Family Court Department
All Judges and Commissioners, Family Court Department

ORDER TO SUBMIT TO PATERNITY TESTING

IT IS ORDERED that _____ [Mother] _____, _____ [Putative Father] _____, and the minor child, _____ [Child] _____, shall submit to the drawing of blood specimens and the taking of deoxyribonucleic acid probe samples, or both, for paternity testing on the following basis:

1. **Testing Facility.** The testing shall be conducted by _____ Testing Facility _____, an approved an accredited laboratory.

2. **Procedures.** Fluid samples shall be drawn and tests performed in a manner prescribed by the testing facility. The type and number of tests to determine inherited characteristics, including but not limited to blood and tissue type, shall be at the discretion of the testing facility. Both parties shall cooperate fully with the identification and testing procedures as directed by the testing facility.

3. **Initial Contact.** _____ Petitioner/Plaintiff _____ and _____ Respondent/Defendant _____ shall each contact the testing facility on or before _____, 19____ by telephone or otherwise and make arrangements with the testing facility for paternity testing for each of them and the aforementioned minor child. Testing shall be conducted prior to _____, 19____.

4. **Fees.** The cost of testing shall initially be paid _____% by _____ Respondent/Defendant _____ and _____% by _____ Petitioner/Plaintiff _____ as required by the testing facility, subject to reallocation in further proceedings.

5. **Results.** The testing facility shall submit the original written test results directly to the Court, along with certified copies of the documents verifying testing procedures employed, degree of reliability, and chain of custody of testing samples. Copies of said documents shall be mailed to the parties or their counsel, if represented.

Send Original Test Results to:

Family Court Officer
Family Court Department
201 W. Jefferson
Phoenix, AZ 85003

6. **Evidence.** The written report and conclusion of the expert will be admitted at the trial in this cause without further foundation.

7. **Testimony.** Each party shall have the right to call the expert as a witness. If only one party believes that the expert's live testimony is necessary in addition to the written report, that party shall be responsible for payment of 100% of the costs incurred in connection with the expert testifying at trial.

Judge Pro Tempore

Date

Source: A.R.S. § 25-807(C); Rule 35(a), A.R.Civ.P.; Superior Court Administrative Order No. 99-023